

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
<b>STREY <i>et al.</i></b>	)	Group Art Unit: 1788
	)	
Application No. 10/540,462	)	Examiner: Chang, Victor S.
	)	
Intl. Application No. PCT/EP2003/014750	)	Confirmation No. 2768
	)	
Intl. Filing Date: December 22, 2003	)	
	)	
For: <b>FOAMED MATERIAL AND METHOD</b>	)	
<b>FOR THE PRODUCTION OF SAID</b>	)	
<b>FOAMED MATERIAL</b>	)	

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER**  
**TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop APPEALS  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

BALLARD SPAHR LLP  
Customer Number 23859  
December 14, 2010

Dear Sir:

Applicant or patent owner hereby appeals under 37 C.F.R. § 41.31 to the Board of Patent Appeals and Interferences from the decision of the Examiner dated June 14, 2010, claims 25-28 and 33-35 having now been at least twice rejected.

The item(s) checked below are appropriate:

1. ☒ An extension of time to respond to the Final rejection:  
(a) ☐ was obtained for \_\_\_\_\_ month(s).  
(b) ☒ is requested herewith under 37 C.F.R. § 1.136.

2. An credit card payment is submitted herewith in the amount of \$825.00. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

- ☒ Appeal fee amount pursuant to 37 C.F.R. § 41.20(b)(1) = \$270.00 for a small entity.
- ☒ Extension of Time fee amount pursuant to 37 C.F.R. § 1.17(a)(3) = \$555.00 for a small entity.

Respectfully submitted,

BALLARD SPAHR LLP

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